

BILL NO. S-76-10- 23

SPECIAL ORDINANCE NO. S- 195-76

AN ORDINANCE approving a contract with Delagrang Construction Co., Inc., for construction of 16" Water Main- St. Joe Road.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the contract dated September 22, 1976, between the City of Fort Wayne, by and through its Mayor and the Board of Public Works and Delagrang Construction Co., Inc., for:

That the Utility and the Contributor shall proceed dependent upon procurement of materials and labor and with reference to other similar work of said parties to construct 1010+ feet of sixteen (16") inch water main, including all necessary fittings as follows:

On the St. Joe Road from the existing main at St. Joe Center Road northward a distance of 1010+ feet, for a total cost of \$32,989.40, of which the City will pay \$9,704.00, the Fort Wayne Water Utility of the City of Fort Wayne will pay \$1,850.00 and the balance paid by the Contributor, all as more particularly set forth in said Contract which is on file in the Office of the Board of Public Works and is by reference incorporated herein, made a part hereof and is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.


Councilman

APPROVED AS TO FORM
AND LEGALITY,


CITY ATTORNEY

Read the first time in full and on motion by Burns, seconded by Zalawie, and duly adopted, read the second time by title and referred to the Committee on City Facilities (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the day of _____, 1976, at _____ o'clock P.M., E.S.T.

DATE: 10-12-76

Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by Burns, seconded by V. Schmidt, and duly adopted, placed on its passage. PASSED (~~lost~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	<u>8</u>			<u>1</u>	
BURNS	<u>✓</u>				
HINGA	<u>✓</u>				
HUNTER	<u>✓</u>				
MOSES	<u>✓</u>				
NUCKOLS				<u>✓</u>	
SCHMIDT, D.	<u>✓</u>				
SCHMIDT, V.	<u>✓</u>				
STIER	<u>✓</u>				
TALARICO	<u>✓</u>				

DATE: 10-26-76

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (~~GENERAL~~) (~~ANNEXATION~~) (~~SPECIAL~~) (~~APPROPRIATION~~)

ORDINANCE (~~RESOLUTION~~) No. 195-76 on the 26th day of Oct., 1976.

ATTEST: (SEAL)

Charles W. Westerman
CITY CLERK

James Stier
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 27th day of Oct., 1976, at the hour of 11:00 o'clock A. M., E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this 27th day of October, 1976, at the hour of 6:00 o'clock P. M., E.S.T.

Robert Armstrong
MAYOR

Bill No. S-76-10-23

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance
approving a contract with Delagrange Construction of 16" Water Main-St. Joe
Road

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance 87 PASS.

Paul M. Burns - Chairman

John Nuckols - Vice-Chairman

William T. Hinga

Fredrick R. Hunter

Samuel J. Talarico

10-26-76 CONCURRED IN
DATE _____ CHARLES W. WESTERMAN, CITY CLERK



THE CITY OF FORT WAYNE

board of public works
city-county building
one main street
fort wayne, indiana 46802

September 13, 1976

The Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Bids have been received in the Board of Works for construction of a 16" water main on St. Joe Road from an existing main on St. Joe Center Road north a distance of approximately 1010 feet to Shoaff Park River Estates.

Contract has been awarded to the low bidder, T-G Excavating, Inc., in amount of \$31,139.40. Of this amount, the developer, Delagrang Construction, shall pay \$19,585.00 on the basis of an 8" main, plus all engineering and inspection costs. The Utility will pay \$11,554.40 for oversizing to a 16" main to provide adequate sizing for service expansion, less \$1,850.00 for engineering and inspection.

Because the contractor is most anxious to proceed at this time during favorable weather, he has asked that the Board request a "Prior Approval" of the contract.

An Ordinance will be submitted September 28, 1976.

Sincerely,

BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

CITY OF FORT WAYNE

Robert E. Armstrong
Robert E. Armstrong, Mayor

/eis
Attachment

APPROVED:

Indie R. Minter *William T. Zins*
Wm. J. R. *OOS. D. Minter* *Vivian G. Schmidt*
Samuel J. Talarion *John F. Nichols*
MEMBERS OF THE COMMON COUNCIL

ATTEST:

Charles W. Westerman
Charles W. Westerman, City Clerk

AN EQUAL OPPORTUNITY EMPLOYER



13-301-10

9/29/76

CONTRACT NO. 7611

BOARD ORDER NO. 13-1976

WORK ORDER NO. 63329

THIS AGREEMENT, made and entered into this 29 day of September, 1976, by and between Delagrang Construction Co., Inc., hereinafter called Contributor, and the Fort Wayne Water Utility of the City of Fort Wayne, Indiana, by and through the Board of Public Works of said City, hereinafter called Utility, WITNESSETH:

That the said Contributor and the said Utility for the considerations hereinafter named, agrees as follows:

1. That the Utility and the Contributor shall proceed dependent upon procurement of materials and labor and with reference to other similar work of said parties to construct 1010± feet of sixteen (16") inch water main, including all necessary fittings as follows:

On the St. Joe Road from the existing main at St. Joe Center Road northward a distance of 1010± feet.

2. That said water main system shall be constructed according to the standards, plans and specifications of the Utility and that said Utility shall furnish water thru said main when completed, in accordance with the rules and regulations of said Utility, and the laws, ordinances and regulations applicable thereto, now in force, or that may hereafter be adopted.

It is, however, understood and agreed that the Utility will not furnish water thru any part or parts of the water main covered hereunder unless and until the entire main shall have been tested, disinfected and placed in service and accepted by said Utility.

3. It is understood and agreed by and between the parties of this contract that the Contributor shall furnish all materials, contractual labor, and equipment for the construction of said water main through T & G Excavating Inc., at a cost of Thirty One Thousand, One Hundred Thirty Nine Dollars and Forty Cents (\$31,139.40) and that said Utility shall supply the necessary labor for inspection, pressure testing, disinfection and engineering at a cost of One Thousand Eight Hundred Fifty Dollars (\$1,850.00). Therefore, the total cost of said water main is Thirty Two Thousand Nine Hundred Eighty Nine Dollars and Forty Cents (\$32,989.40). It is further understood and agreed by and between the parties of this Contract that the said Contributor shall bear the cost of the water main on the basis of an eight (8") inch main, the cost of which is Twenty One Thousand Four Hundred Thirty Five Dollars (\$21,435.00) and which amount is the contract price of this Agreement. Therefore, it is agreed that upon completion and acceptance of said water main system by said Utility, the Utility will pay to said Contributor's Contractor the difference between the cost of materials, contractual labor and equipment as supplied by the contractor, as referred to above and the contract price of this Agreement, said difference being Nine Thousand Seven Hundred Four Dollars and Forty Cents (\$9704.40).

4. It is further understood and agreed by and between the parties of this contract that should any additional party wish to have a service connection tap made into this water main within a period of fifteen (15) years from the above date and become a permanent consumer of water on Lots 19,20,21,22, or 23, of Hoffman's Suburban Addition or any part or parts thereof, he shall apply to the said Utility for a permit to tap the above said water main and shall be required to pay to the said Utility his share of the installation cost in addition to the regular tapping fee which share shall be 16.87 per frontal foot. The money so collected shall be paid to the Contributor.
5. The Utility may approved the extension of additional water mains from the water main covered in this contract without incurring any financial obligations to the Contributor under this Contract.
6. It is further understood and agreed that, upon completion and acceptance by the Utility, the water main and fittings installed under this contract shall form and be a part of the water works system of said Utility, and that all rights, title and interest whatsoever, shall at all times be and remain in the City of Fort Wayne, Indiana.
7. Councilmanic Approval.

This contract, although executed on behalf of the Utility by its' Mayor and Board of Public Works, shall not be binding upon the Utility unless and until the same shall have been ratified and approved by the Common Council of the City of Fort Wayne, Indiana, and should said Common Council fail to approve the same within sixty (60) days after the date hereof, then this contract shall be and become wholly void.

IN WITNESS WHEREOF, the parties hereto have executed this Contract, the day and year first above written.

DELAGRANGE CONSTRUCTION CO., INC.

By: Amos D. Delagrang

CITY OF FORT WAYNE, INDIANA

By: Robert E. Armstrong
Robert E. Armstrong, Mayor

BOARD OF PUBLIC WORKS:

Henry P. Wehrenberg, Chairman

Ethel H. LaMar
Ethel H. LaMar, Member

Max G. Scott
Max G. Scott, Member

ATTEST:

Ursula Miller
Clerk

APPROVED AS TO FORM AND LEGALITY:

James H. Bannan
Associate City Attorney

Approved by the Common Council of the City of Fort Wayne, Indiana

on _____, 1976

Special Ordinance _____

ACKNOWLEDGEMENT

STATE OF INDIANA:

SS:

COUNTY OF ALLEN:

BEFORE ME, a Notary Public, in and for said County and State, this

17 day of Sept., 1976, personally

appeared Amos D. Delagrang

and acknowledged said instrument to be his (~~her~~) voluntary act and deed for the uses and purposes therein set forth.

IN WITNESS WHEREOF, hereunto subscribed my name, affixed my official seal.

Helen L. Woodring
Notary Public

MY COMMISSION EXPIRES:

2-26-80

DEPARTMENT REQUESTING ORDINANCE

BOARD OF PUBLIC WORKS

SYNOPSIS OF ORDINANCE

Agreement on Water Contract 7611 with Delagrange Construction

provides for installation of a water main by T-G Excavating at a cost of

\$31,139.40. Total cost of the main is \$32,989.40 with the developer paying

\$21,435.00 (\$19,585.00 to the construction contractor and \$1,850.00 to the

Utility for engineering and inspection)

Cost to the City is \$11,554.40 less reimbursement for inspection and engineering

in amount of \$1,850.00 or actual City cost for oversizing from an 8" to a 16"

of \$9,704.40.

(PRIOR APPROVAL RECEIVED)

EFFECT OF PASSAGE

Oversizing of main to allow for future expansion

EFFECT OF NON-PASSAGE

Inadequate main size (PRIOR APPROVAL RECEIVED)

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS)

Cash cost to City - \$9704.40

ASSIGNED TO COMMITTEE

city with pwr